

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 2-309 (1) of Article - Courts and Judicial Proceedings, of the Annotated Code of Maryland (1974 Volume and 1975 Supplement) be and it is hereby repealed and reenacted, with amendments, to read as follows:

Article - Courts and Judicial Proceedings

2-309.

(1) (1) The Sheriff of Frederick County shall receive a salary of \$12,500. He shall appoint deputies as necessary, at salaries of at least \$2,400, and jail wardens as necessary, at salaries of at least \$1,320 each. The Sheriff also may appoint additional temporary deputy sheriffs as he deems necessary for the public safety, with the approval of the Board of County Commissioners. The County Commissioners shall allow reasonable compensation for the temporary additional deputy sheriffs and the temporary deputies shall not serve longer than the occasion requires. The County Commissioners may increase the salaries of the Sheriff, his deputies, and other employees in accordance with Article III, § 35 of the Constitution.

(2) ANY DEPUTY SHERIFF, WITH THE EXCEPTION OF ANY CHIEF DEPUTY, APPOINTED ACCORDING TO THIS SECTION SHALL BE PLACED ON A PROBATIONARY STATUS FOR THE FIRST YEAR OF HIS EMPLOYMENT, AND MAY BE DISMISSED BY THE SHERIFF FOR ANY REASON. AFTER ONE YEAR OF CONTINUOUS EMPLOYMENT, A DEPUTY SHERIFF MAY BE DISCHARGED BY THE SHERIFF ONLY FOR INSUBORDINATION, MALFEASANCE, MISFEASANCE, OR NONFEASANCE IN OFFICE OR FOR CONDUCT GROSSLY PREJUDICIAL TO THE OFFICE. ANY DEPUTY SHERIFF WHO IS DISMISSED MAY APPEAL BY REQUESTING A HEARING BEFORE THE COUNTY COMMISSIONERS OF FREDERICK COUNTY WITHIN FIVE DAYS OF RECEIPT OF NOTIFICATION OF THE ACTION. UNLESS HE APPEALS, HIS DISMISSAL SHALL BECOME FINAL WITHOUT FURTHER ACTION BY THE COUNTY COMMISSIONERS.

(3) IF A DEPUTY SHERIFF APPEALS A DISMISSAL, THE COUNTY COMMISSIONERS SHALL GRANT HIM A HEARING. THE COUNTY COMMISSIONERS' DECISION ON APPEAL SHALL BE BY A MAJORITY VOTE. THE COUNTY COMMISSIONERS MAY DIRECT THAT THE DECISION BE AFFIRMED, RESCIND THE DISMISSAL AND ORDER THE DEPUTY SHERIFF REINSTATED WITH BACK PAY, OR DECIDE THE CASE AS THEY CONSIDER EQUITABLE.

(4) ALL FULL-TIME CIVILIAN AND CLERICAL EMPLOYEES ARE SUBJECT TO THE COUNTY PERSONNEL REGULATIONS WITH REGARD TO QUALIFICATIONS FOR HIRING, PROMOTION, COMPENSATION AND DISCIPLINARY ACTION. ALL DEPUTY SHERIFFS ARE SUBJECT TO THE COUNTY PERSONNEL REGULATIONS WITH REGARD TO QUALIFICATIONS FOR HIRING, PROMOTION AND COMPENSATION.